

April 2, 2009

**ADDENDUM NO. 5
FOR THE
EDUCATIONAL PARK BRANCH LIBRARY**

Notice is hereby given that the following revisions, additions and/or deletions are hereby made of, and incorporated into plans and specifications for the **EDUCATIONAL PARK BRANCH LIBRARY PROJECT**.


GENERAL:

Addenda No. 5 - Bid Opening date is hereby changed from April 2nd to **Tuesday, April 7, at 3pm.** Bid opening will be held in the City Clerk's office, San Jose City Hall, 200 East Santa Clara Street, Wing Second Floor, San Jose, CA 95113. This letter supercedes Addendum #3 which changed the bid date from March 26th 2009 to April 2nd 2009 and revises the Bid Documents, "Notice to Prospective Bidders", page 1, dated February 25 2009, "Notice to Contractors", page 7, and the "Bidder's Bond", page 16, where bid opening dates are shown as March 26th; 2009. The dates are hereby changed to **April 7, 2009.** Documents are attached.

INSTRUCTIONS TO BIDDER:

The bidder must sign this addendum in the space provided below and return one signed copy of THIS SHEET ONLY with the bid. **Failure to return this signed copy with the bid documents shall not relieve the bidder of the obligation to include this addendum with the bid proposal.**

APPROVED BY:


Katy Allen
Director
Public Works Department

Bidder's Name	Date
Signature & Title of Bidder	

February 25, 2009

**NOTICE TO PROSPECTIVE BIDDERS FOR THE
EDUCATIONAL PARK BRANCH LIBRARY
PROJECT**

There is a non-mandatory pre-bid meeting for this project on **Wednesday, March 4, 2009 at 10:00 AM**. The meeting will be held at the existing Educational Park Branch Library, 1770 Educational Park Drive, San José, CA 95133. All Prospective General Contractors/Bidders are encouraged to attend. The purpose for this meeting is for the bidders to ascertain existing conditions and familiarize themselves with the project requirements, i.e. pertaining to the bidding procedures, plans, specifications, etc.

Bid Opening for this project will be **Tuesday, April 7th at 3:00pm** at the City of San Jose City Hall, Office of the City Clerk, 200 East Santa Clara Street, Wing Second Floor, San Jose, CA 95113.

If there are any questions, send them in written format by **EMAIL ONLY** to **BOTH** locations by March 13, 2009, 12:00 Noon:

1. City of San José, DPW, CFAS Division, Attn. Steve Blum, (steven.blum@sanjoseca.gov)
AND
2. ABA Architects, Attn. Rietta McCain, (rietta@aba-arch.com)

Tentative date of issuance for Addenda and/or Clarifications (if necessary) will be on or before **March 20, 2009**.

If any other questions, please call me at 408-535-8350 or email at steven.blum@sanjoseca.gov).

Thank you,

Steve Blum
Project Manager
City Facilities Architectural Services Division

SB/sb

Project Manager: Steve Blum

Telephone: 408-535-8350

Internet Bid Line: <https://cpms.sanjoseca.gov/pub/BidHotLine>

Plans can be purchased at:

Plan Well: <http://www.peninsuladigital.com> (PLANWELL icon and PUBLICROOM PLAN folder)

Peninsula Digital: (650) 967-1966

NOTICE TO CONTRACTORS

Sealed written proposals are invited by the CITY OF SAN JOSE for:

EDUCATIONAL PARK BRANCH LIBRARY **(18,000 square Library for the City of San José)**

In accordance with and as described and provided in the Plans and Specifications thereof and the proposed form of contract thereof, all of which are on file in the office of the Director of Public Works and the City Clerk of the City, and which are made a part hereof.

BID DOCUMENTS /PLANS AND SPECIFICATIONS:

Instructions to Bidders, Bid Documents, Plans and Technical Specifications may be purchased after February 25, 2009, via the Internet and at Peninsula Digital for a non-refundable charge of **One Hundred Fifty Dollars (\$150.00)** per set (either Half or Full size sets). There is a limit of (2) sets per contractor at this price or may purchase a CD with PDF/TIF files at **Seventy-Five Dollars (\$75.00) each.** Please make checks payable to Peninsula Digital, not the City of San Jose.

Bidders requesting that sets be mailed/shipped to them will be charged the full cost of shipping. Additional full or partial sets can be purchased for the full cost of the reproduction from the location listed above. Addenda, if any, will be provided free of charge to all registered plan holders, and to the various builders exchange locations.

Bidders will have fully inspected the project site in all particulars and become thoroughly familiar with the terms and conditions of the Plans, Specifications and other contract documents and local conditions affecting the performance and/or costs of the work prior to submitting their bid proposal.

PRE-QUALIFICATION TO BID

Bidders do not need to be pre-qualified to bid on this project. The City intends to award the contract for the construction of this Project to the lowest responsive bidder.

PRE-BID MEETING:

One pre-bid meeting will be held on Wednesday, March 4, 2009 at 10:00AM, at 1770 Educational Park Drive, San José, CA 95133. Attendance at the pre-bid meeting is not mandatory. All Prospective General Contractors/Bidders are encouraged to attend. The purpose for this meeting is for the bidders to ascertain existing conditions and familiarize themselves with the project requirements, i.e. pertaining to the bidding procedures, plans, specifications, etc.

FILING OF BIDS:

All proposals must be filed with the City Clerk of the City of San Jose, City Hall, 200 East Santa Clara Street, Wing Second Floor, San Jose, CA 95113, on **or before 3:00 PM, Tuesday, April 7, 2009** as set forth in the specifications. The City Clerk will publicly open and declare the aggregate bid of each bidder, at his/her office at 3:00 PM.

BIDDER'S BOND

KNOW ALL PERSONS BY THESE PRESENTS:

That we, _____ as PRINCIPAL,
and _____, a corporation duly organized under the
laws of the State of _____ and duly licensed to become sole surety on bonds
required or authorized by the State of California, as SURETY, are held and firmly bound unto the
City of San Jose (hereinafter called the "City"), in the penal sum of TEN PERCENT (10%) OF THE
TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the
City of San Jose, for the work described below; for the payment of which sum in lawful money of
the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators
and successors, jointly and severally, firmly by these presents. In no case shall the liability of the
Surety hereunder exceed the sum of _____
DOLLARS
(\$ _____).

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above mentioned bid to the City of San Jose, for
certain construction specifically described as follows, for which bids are to be opened in the Office
of the City Clerk Office, CITY OF SAN JOSE, City Hall, 200 E. Santa Clara St., Wing, 2nd floor,
San Jose, CA 95113 on April 7, 2009 for EDUCATIONAL PARK BRANCH LIBRARY.

NOW, THEREFORE, if the aforesaid Principal is awarded the contract and, within the time
and manner required under the specifications, after the prescribed forms are presented to Principal
for signature, enters into a written contract, in the prescribed forms, in accordance with the bid, and
files a Faithful Performance Bond and a Contractor's Payment Bond, and files the required insurance
policies with the City, all as required by the specifications and the contract or by law, then the
obligation shall be null and void; otherwise it shall be and remain in full force and effect.

The Surety, for value received, hereby stipulates and agrees that the obligation of said Surety
and its bond shall be in no way impaired or affected by any extension of the time within which the
Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

In the event suit is brought upon this bond by the Obligee and judgement is recovered, the
Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to
be fixed by the court.